



Atty. Dkt. No. 051091-1001

Rce/1600
#317
11/14/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chen, Chun-Ming et al.

Title: METHOD AND APPARATUS
FOR CONCURRENTLY
DETECTING PATHOGENIC
ORGANISMS AND
ANTIMICROBIAL
SUSCEPTIBILITY

Appl. No.: 08/942,369

Appl. Filing Date: October 2, 1997

Examiner: M. Moran

Art Unit: 1631

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.</p> <p><u>Pridge McDougall</u> (Printed Name)</p> <p><u>Pridge McDougall</u> (Signature)</p> <p><u>November 15, 2001</u> (Date of Deposit)</p>

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

RECEIVED

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TECH CENTER 1600/2900

Commissioner for Patents
Box RCE
Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

Enclosed are:

- ☒ [X] Response to Office Action;
- ☒ [X] Declaration of Inventor (with attached Curriculum Vitae); and
- ☒ [X] Return Postcard.

01/09/2002 GTEFFERA 00000042 08942369

01 FC:179 740.00 OP
02 FC:116 400.00 OP

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	F e Totals
RCE Fee 1.17(e)				\$740.00	\$740.00
Total Claims:	6	30	= 0	x \$18.00	= \$0.00
Independents:	1	3	= 0	x \$84.00	= \$0.00
First presentation of any Multiple Dependent Claims:			+	\$280.00	= \$0.00
CLAIMS FEE TOTAL:					= \$740.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

[]	Extension for response filed within the first month:	\$110.00	\$0.00
[X]	Extension for response filed within the second month:	\$400.00	\$400.00
[]	Extension for response filed within the third month:	\$920.00	\$0.00
[]	Extension for response filed within the fourth month:	\$1,440.00	\$0.00
[]	Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:			\$400.00
CLAIMS AND EXTENSION FEE TOTAL:			\$1140.00
[]	Small Entity Fees Apply (subtract ½ of above):		\$0.00
[]	Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:			\$1140.00

[X] A check in the amount of \$1140.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: November 15, 2001

By: Richard M. San Pietro

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